

**FILED**

**SEP 13 2005**

**CLERK'S OFFICE  
U. S. DISTRICT COURT  
EASTERN MICHIGAN**

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

LAURA HENRY,

Plaintiff,

v.

COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

Case No. 04-73247

DISTRICT JUDGE  
ARTHUR J. TARNOW

MAGISTRATE JUDGE  
R. STEVEN WHALEN

**ORDER ADOPTING MAGISTRATE JUDGE'S  
REPORT AND RECOMMENDATION [18]**

Before the Court are Plaintiff's motion for summary judgment [11] and Defendant's motion for summary judgment [16]. On July 8, 2005, Magistrate Judge Whalen filed a report and recommendation [18] recommending that Plaintiff's motion be denied and that Defendant's motion be granted.

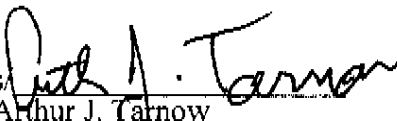
The Court having reviewed the parties' pleadings and the Magistrate Judge's R&R and being otherwise advised in the premises,

IT IS HEREBY ORDERED that the report and recommendation [18] is ADOPTED as the findings of the Court.

IT IS FURTHER ORDERED that Plaintiff's motion for summary judgment [11] is DENIED.

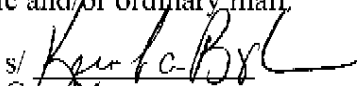
IT IS FURTHER ORDERED that Defendant's motion for summary judgment is GRANTED.

SO ORDERED.

  
s/ Arthur J. Tarnow  
United States District Judge

Dated: **SEP 13 2005**

I hereby certify that a copy of the foregoing document was served upon counsel of record on  
by electronic and/or ordinary mail.

  
s/ Case Manager